

LOWENSTEIN SANDLER PC
Attorneys at Law

RECEIVED
CENTRAL FAX CENTER

APR 07 2006

65 Livingston Avenue
Roseland, NJ
07068-1791



Tel 973.597.2500
Fax 973.597.2400
www.lowenstein.com

FACSIMILE COVER SHEET

FROM: Daniel D. Sierchio, Reg. No. 53,591
Re: U.S. Patent No. 10/542,112

Date April 7, 2006

TEL: 973-597-2500 FAX: 973-597-2400 E-MAIL: dsierchio@lowenstein.com

TO: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FACSIMILE NO.: 571-273-8300
VOICE NO.:

Accompanying Parts:

- (1) Certificate of Transmission (1 sheet)
- (2) Response to Notice to File Missing Parts (2 sheets in duplicate)
- (3) Declaration and Power of Attorney (4 sheets)
- (4) Copy of Notice to File Missing Parts (2 sheets)
- (5) Petition for Extension of Time (1 sheet in duplicate)

TOTAL PAGES (WITH COVER) 14

CLIENT ID/MATTER #: 19075/3

If you have any trouble with this transmittal, please call 973.597.2500 ext. 2167

Circular 230 Disclaimer: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or tax-related matter(s) addressed herein.

This facsimile contains Privileged and Confidential information. If you are not the intended recipient, dissemination of this communication is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original facsimile to the above address. We will reimburse you for all expenses incurred. Thank You.

19075/3
04/07/2006 1879463.01

PAGE 1/14 * RCVD AT 4/7/2006 4:12:47 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-1/22 * DNS:2738300 * CSID:19739922853 * DURATION (mm:ss):04:48

BEST AVAILABLE COPY

PTO/SB/97 (09-04)

Approved for use through 8/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that the following listed correspondence is being facsimile transmitted to the United States Patent and Trademark Office at (571) 273-8300 on April 7, 2006.

Included herewith are:

- 1) Certificate of Transmission (1 sheet)
- 2) Response to Notice To File Missing Parts (2 sheets in duplicate)
- 3) Declaration and Power of Attorney (4 sheets)
- 4) Copy of Notice to File Missing Parts (2 sheets)
- 5) Petition for Extension of Time (1 sheet in duplicate)



Signature

Daniel D. Sierchio (19075-3)

Typed or printed name of person signing Certificate

53,591

Registration Number, if applicable

973-597-2500

Telephone Number

**Note: Each paper must have its own certificate of transmission, or this certificate
Must identify each submitted paper.**

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

APR 07 2006

19075-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David NOCERA et al.

Application No.: 10/542,112

Filed: July 13, 2005

For: APPARATUS, METHOD, AND
ARTICLE OF MANUFACTURE FOR
VISUALIZING STATUS IN A COMPUTE
ENVIRONMENT

Examiner: N/A

TC/Art Unit: N/A

April 7, 2006

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

In response to the Notification of Missing Requirements ("Notice") dated
November 7, 2005, submitted herewith are:

- (1) an executed Declaration for the subject application;
- (2) a copy of the Notice; and
- (3) a Petition for Extension of Time

The Commissioner is authorized to charge \$65.00 for the required fee and any
additional fees required, to Deposit Account 501358.

04/13/2006 GFREY1 00000124 501358 10542112
01 FC:2617 65.00 DA

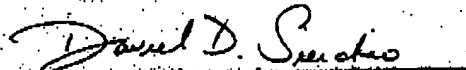
19075/3
04/07/2006 1879212.01

BEST AVAILABLE COPY

Applicants' undersigned attorney may be reached by telephone at (973) 597-2500.

All correspondence should continue to be directed to our address listed below.

Respectfully submitted,



Daniel D. Sierchio
Attorney for Applicants
Registration No. 53,591

DOCKET ADMINISTRATOR
Lowenstein Sandler PC
65 Livingston Avenue
Roseland, NJ 07068



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/542,112	David Nocera	103636-383-NP

INTERNATIONAL APPLICATION NO.

PCT/US04/00784

I.A. FILING DATE

01/13/2004

PRIORITY DATE

01/13/2003

Goodwin Procter
103 Eisenhower Parkway
Roseland, NJ 07068

CONFIRMATION NO. 8874

371 FORMALITIES LETTER



OC000000017408621

Date Mailed: 11/07/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/13/2005
- Copy of the International Search Report filed on 07/13/2005
- Small Entity Statement filed on 07/13/2005
- U.S. Basic National Fees filed on 07/13/2005
- Priority Documents filed on 07/13/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. PATENT APPLICATION NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/542,112	PCT/US04/00784	103636-383-NP

FORM PCT/DO/EO/905 (371 Formalities Notice)

PTO/SB/22 (12-04)

Approved for use through 07/31/2006, OMB-0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 <i>(Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)</i>		Docket Number (Optional) 19075-3
Application Number 10/542,112		Filed July 13, 2005
For APPARATUS, METHOD, AND ARTICLE OF MANUFACTURE FOR VISUALIZING STATUS IN A COMPUTE ENVIRONMENT		
Art Unit N/A		Examiner N/A

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	Fee	Small Entity Fee
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$80
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225
<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	\$795
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080

☒ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check in the amount of the fee is enclosed.


☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 501358. I have enclosed a duplicate copy of this sheet.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the ☐ applicant/inventor.
☐ assignee of record of the entire interest. See 37 CFR 3.71.
 Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/98).
☒ attorney or agent of record. Registration Number 53,591
☐ attorney or agent under 37 CFR 1.34.
 Registration number if acting under 37 CFR 1.34 _____


 Signature

Daniel D. Sterchio
 Typed or printed name

April 7, 2006
 Date

873.597.2500
 Telephone Number

05/30/2006 PROOKER 00000009 501358
01 FC:2253 510.00 DA

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Copyright 2005 Forms in Word (www.formsinword.com).

BEST AVAILABLE COPY

PALM INTRANETDay : Friday
Date: 4/7/2006
Time: 16:36:05**Application Number Information**

Application Number: 10/542112

Examiner Number: 00000 /

Assignments

Filing or 371(c) Date: 00/00/0000

Group Art Unit: 1712

Effective Date: 07/13/2005

Class/Subclass: 428/ .

Application Received: 07/13/2005

Lost Case: NO

Patent Number:

Interference Number:

Issue Date: 00/00/0000

Unmatched Petition: NO

Date of Abandonment: 00/00/0000

L&R Code: Secrecy Code:

Attorney Docket Number: 103636-383-NP

Third Level Review: NO

Secrecy Order: NO

Status: 19 /APPLICATION UNDERGOING PREEXAM
PROCESSING

Status Date: 07/21/2005

Confirmation Number: 8874

Oral Hearing: NO

Title of Invention: APPARATUS METHOD AND ARTICLE OF MANUFACTURE FOR
VISUALIZING STATUS IN A COMPUTE ENVIRONMENT

Bar Code	PALM Location	Location Date	Charge to Loc	Charge to Name	Employee Name	Location
10542112	50C0	11/08/2005	No Charge to Location	No Charge to Name	AGUIRRE,CIRO	FRAN/01/

Appln
Info[Contents](#)[Petition Info](#)[Atty/Agent Info](#)[Continuity Data](#)[Foreign Data](#)[Inv](#)Search Another: Application# or Patent# PCT / / or PG PUBS # Attorney Docket # Bar Code #

To go back use Back button on your browser toolbar.

Back to [PALM](#) | [ASSIGNMENT](#) | [OASIS](#) | [Home page](#)

This Page is Inserted by IFW Indexing and Scanning Operations and is not part of the Official Record.

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

☐ **BLACK BORDERS**

☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**

☐ **FADED TEXT OR DRAWING**

☒ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**

☐ **SKEWED/SLANTED IMAGES**

☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**

☐ **GRAYSCALE DOCUMENTS**

☒ **LINES OR MARKS ON ORIGINAL DOCUMENT**

☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**

☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.

BEST AVAILABLE COPY